

## Calendar No. 466

93D CONGRESS }  
1st Session }

SENATE

{ REPORT  
No. 93-489

### TRAINING REPORT REQUIREMENTS

NOVEMBER 9, 1973.—Ordered to be printed

Mr. McGEE, from the Committee on Post Office and Civil Service,  
submitted the following

### REPORT

[To accompany H.R. 5692]

The Committee on Post Office and Civil Service, to which was referred the bill (H.R. 5692) to amend title 5, United States Code, to revise the reporting requirement contained in subsection (b) of section 1308, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

#### PURPOSE

5 U.S.C. 1308 (b) requires that the Civil Service Commission send to the President of the United States for transmittal to the Congress a form providing detailed information on each Federal employee who is trained for more than 120 days in a non-Government facility. The same subsection also requires a form providing information on each Federal employee who receives an award or contribution resulting from his training in a non-Government facility. The purpose of this bill is to eliminate these requirements and to provide instead that the Commission shall send to Congress an analysis of the administration and operation of the Government employees' training program.

#### STATEMENT

Current law requires that a separate form be sent to Congress for each such employee, two forms in the case of an employee who receives a contribution or award from outside sources incidental to his training in a non-Government facility. 5 U.S.C. 1308 (b) requires the submission of agency forms showing the name, grade, title, and primary duties of each employee who undergoes training of more than 120 days in a non-Government facility; the name of the non-Government facility; the nature, length, and cost of the training; the relationship of

the training to the official duties of the employee; and the names of employees who receive contributions or awards from outside sources.

The Committee finds that the detailed report and voluminous forms now required are not needed by Congress, that their submission creates administrative problems in both the executive and legislative branches, and that information submitted in summary form would be adequate to the needs of the Congress.

This bill amends subsection (b) of section 1308 of title 5, U.S.C. to eliminate the present reporting requirements described above and to provide instead that the Commission shall annually provide an analysis to Congress of the administration and operation of training activities in the executive branch.

#### Cost

Enactment of this measure will not result in any additional cost to the government.

#### AGENCY VIEWS

H.R. 5692 is based upon a recommendation to the Congress by the Civil Service Commission. Following is a copy of the Commission's letter recommending enactment of this legislation to the President of the Senate, the Commission's sectional analysis of the bill, and the Commission's statement of purpose and justification:

U.S. CIVIL SERVICE COMMISSION,  
*Washington, D.C., February 27, 1973.*

HON. SPIRO T. AGNEW,  
*President, U.S. Senate,*  
*Washington, D.C.*

DEAR MR. PRESIDENT: The Civil Service Commission is submitting for the consideration of the Congress proposed legislation "To amend title 5, United States Code, to revise the reporting requirement contained in subsection (b) of section 1308". Enclosed are: (1) a draft bill; (2) a section analysis of the proposed bill; and (3) a statement of purpose and justification.

That subsection now requires the Commission to send annually to the President for transmittal to the Congress detailed information of questionable utility (for the Congress) on instances of long-term training in non-Government facilities and instances of receipt of awards or contributions incident to training in such facilities. In its place, the Commission would be required to submit annually to the Congress an analysis of the administration and operation of chapter 41 of title 5, United States Code (the Government employee training program).

The Office of Management and Budget advises that from the standpoint of the Administration's program there is no objection to the submission of this proposed legislation for the consideration of the Congress.

A similar letter is being sent to the Speaker of the House of Representatives.

By direction of the Commission:

Sincerely yours,

ROBERT E. HAMPTON, *Chairman.*

Enclosures.

#### SECTION ANALYSIS

This draft bill will revise the reporting requirement contained in subsection (b) of section 1308, title 5, United States Code.

This subsection now provides that the Civil Service Commission shall report annually to the President for transmittal to Congress on the administration of chapter 41 of title 5 (relating to the Government employee training program), including the information received by the Commission from the agencies under paragraphs (2) and (3) of section 4113(b) of that title. Section 4113(b) requires each agency to report annually to the Commission on its programs and plans for the training of employees; paragraphs (2) and (3) of that section provide that the report set forth the name of each employee of the agency, except a student participating in a cooperative educational program, who during the period covered by the report, received training by, in, or through a non-Government facility for more than 120 days; the grade, title, and primary duties of the position held by the employee; the name of the non-Government facility from which the training was received; the nature, length, and cost of the training to the Government; the relationship of the training to official duties; and the name of each employee of the agency who received a contribution or award under section 4111(a) during the period covered by the report.

Under the proposed revision, the Commission would submit to Congress annually an analysis of the administration and operation of Chapter 41 of title 5, United States Code, instead of the voluminous report described above.

#### STATEMENT OF PURPOSE AND JUSTIFICATION

##### PURPOSE

To revise a reporting requirement now contained in subsection (b) of section 1308 of title 5, United States Code. This reporting requirement involves the physical transmittal of agency training reports to the President and the Congress.

##### JUSTIFICATION

Under present law, there are two reports to the Congress required annually concerning the operation of the Government employee training program. The proposed bill would revise one of these requirements so as to eliminate the transmittal of information of questionable utility (for the Congress) on instances of long-term training in non-Government facilities and instances of receipt of awards or contributions incident to training in such facilities. This requirement (in subsection (b) of section 1308 of title 5, United States Code) necessitates sending several hundred forms to the President for transmittal to the Congress. In its "Report Covering the Effectiveness of Implementation of the Government Employees Training Act," of June 1, 1967, (House Rept. No. 329, 90th Congress, 1st Session), the House Subcommittee on Man-Power and Civil Service indicated that no evidence could be found that these voluminous reports provided any information which would be useful to the Congress.

A *summary* of the information contained in the forms described above must be reported to the President for transmittal to the Congress under another provision of law (subsection (a) of section 1308 of title 5, United States Code).

Appendix J, "Report on Agency Training Activities," to the Annual Report of the Civil Service Commission to the President and the Congress fulfills this requirement. The proposed bill would not affect this requirement.

Instead of the voluminous report now called for by subsection (b) of section 1308 of title 5, United States Code, the Commission would, under the proposed bill, provide to Congress annually an analysis of the administration and operation of chapter 41 of that title. The report prepared annually by the Commission's Bureau of Training, "Employee Training in the Federal Service," typifies the kind of analytical report the Commission would submit to the Congress under the proposed bill. (Copies of that report have been submitted to the Committees on Post Office and Civil Service of the United States Senate and the House of Representatives for several years under arrangements made in 1969).

#### CHANGES IN EXISTING LAW

In compliance with subsection 4 of rule XXIX of the Standing Rules of the Senate, changes in existing law made by the bill as reported are shown as follows (existing law in which no change is proposed is shown in roman; existing law proposed to be omitted is enclosed in black brackets; new matter is shown in *italic*):

#### SECTION 1308 OF TITLE 5, UNITED STATES CODE

#### PART II—THE UNITED STATES CIVIL SERVICE COMMISSION

\* \* \* \* \*

#### CHAPTER 13—SPECIAL AUTHORITY

\* \* \* \* \*

#### § 1308. Annual reports

(a) \* \* \*

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[(b) The Commission shall report annually to the President for transmittal to Congress on the administration of chapter 41 of this title, including the information received by the Commission from the agencies under section 4113(b) (2) and (3) of this title.]

*(b) The Commission shall annually provide an analysis to Congress of the administration and operation of chapter 41 of this title.*

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